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11 *Attorneys for Plaintiffs*

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13 **UNITED STATES DISTRICT COURT**

14 **DISTRICT OF NEVADA**

15 Eric Scholer, an individual Nevada resident;  
16 Scholer & Sons, LLC, a Nevada limited liability  
company;

Case No. 2:22-cv-01358-RFB-DJA

17 Plaintiffs,  
18 v.  
19 Richard Vairo Santos, an individual residing in  
Florida; Richard's Brazilian Sausage, LLC, a  
20 Florida limited liability company; Ewerton  
Consulting and Investments, LLC, a Florida  
21 limited liability company; Ewerton Vairo  
Consulting and Investments, LLC; PNC  
22 BANK, a Pennsylvania Company (named as a  
23 nominal defendant only);

24 Defendants.

**SECOND STIPULATION AND ORDER TO  
EXTEND DEADLINE FOR RESPONSIVE  
PLEADING**

27 Plaintiffs Eric Scholer and Scholer & Sons, LLC ("Plaintiffs"), Defendant Richard Vairo  
28 Santos, Richard's Brazilian Sausage, LLC, Ewerton Consulting and Investments, LLC, Ewerton

1 Vairo Consulting and Investments, LLC (referred to hereafter collectively as "Defendants") by and  
2 through their respective undersigned counsel, hereby stipulate and agree as follows:

3       **IT IS HEREBY STIPULATED** that Defendants' co-counsel who is based out of Florida  
4 lost time to respond to the Complaint due to Hurricane Ian and observance of the Jewish high  
5 holidays.

6       **IT IS HEREBY FURTHER STIPULATED** that, as a professional courtesy to Defendants'  
7 counsel, Plaintiffs agree that the deadline for Defendants to file their responsive pleading, currently  
8 set for October 7, 2022, shall be extended until October 21, 2022.

9       **IT IS HEREBY FURTHER STIPULATED** that the FRCP 26(f) Conference shall not  
10 extend beyond 30 days from the date of filing the Stipulation and Order pursuant to LR 26-1.

11 Dated this 7<sup>th</sup> day of October, 2022.

12 HUTCHISON & STEFFEN, PLLC

13       */s/ Ariel C. Johnson*

14       \_\_\_\_\_  
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20       *Attorneys for Plaintiffs*

12       Dated this 7<sup>th</sup> day of October, 2022.

13 GIBBS GIDEN LOCHER TURNER SENET  
& WITTBRODT LLP

14       */s/ Steven J. Mack*

15       \_\_\_\_\_  
16 Steven J. Mack (4000)  
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17 Las Vegas, NV 89128

18       *Attorney for Defendants Richard Vairo Santos,  
Richard's Brazilian Sausage, LLC, Ewerton  
Consulting and Investments, LLC, Ewerton  
Vairo Consulting and Investments, LLC*

## ORDER

**IT IS HEREBY ORDERED** that, based on additional delays of co-counsel in Florida, including Hurricane Ian and the observance of the Jewish high holidays, Defendants' request to Plaintiffs' counsel for an additional extension of time, and Plaintiffs' agreement to said request for extension, the deadline for Defendants Richard Vairo Santos, Richard's Brazilian Sausage, LLC, Ewerton Consulting and Investments, LLC, Ewerton Vairo Consulting and Investments, LLC to file a responsive pleading, currently set for October 7, 2022, shall be extended until October 21, 2022.

**IT IS HEREBY ORDERED** that the FRCP 26(f) Conference shall not extend beyond 30 days from the date of filing the Stipulation and Order pursuant to LR 26-1.

Dated this 12th day of October, 2022.

  
DANIEL J. ALBREGTS  
UNITED STATES MAGISTRATE JUDGE

Respectfully submitted by:

# HUTCHISON & STEFFEN, PLLC

*/s/ Ariel C. Johnson*

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*Attorneys for Plaintiffs*

1                   CERTIFICATE OF SERVICE

2                   I hereby certify that I am an employee of Hutchison & Steffen, PLLC, and that on this 7<sup>th</sup>  
3 day of October, 2022, I caused a copy of **SECOND STIPULATION AND ORDER TO**  
4 **EXTEND DEADLINE FOR RESPONSIVE PLEADING** to be electronically filed with the  
5 Clerk of the Court using the CM/ECF system, which will send notification of such filing to all  
6 counsel of record.

7                   */s/ Alexandria Jones*

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9                   An employee of Hutchison & Steffen, PLLC

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